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FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
Dale W. Swanson	7784-000488	6156
004	EXAMINER	
	NOLAND,	THOMAS
	ART UNIT	PAPER NUMBER
	2856	
		Dale W. Swanson 7784-000488  EXAM  NOLAND,  ART UNIT

DATE MAILED: 12/27/2004

Please find below and/or attached an Office communication concerning this application or proceeding.



## UNITED STATES DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office

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10-809-454

APPLICATION NO./
CONTROL NO.

FILING DATE

FIRST NAMED INVENTOR /
PATENT IN REEXAMINATION

ATTORNEY DOCKET NO.

**EXAMINER** 

**ART UNIT** 

PAPER

12212004

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**Commissioner for Patents** 

NOTICE OF NON-RESPONSIVE AMENDMENT

Attachment: page 2

Art Unit: 2856

1. Applicant's election without traverse of the invention of Group 1, claims 7-16 and 25 in the reply filed on Oct. 18, 2004 is acknowledged.

- 2. The restriction requirement is made final.
- 3. Claims 23-24 are withdrawn from further consideration pursuant to 37 CFR 1.142(b) as being drawn to a nonelected invention, there being no allowable generic or linking claim. Election was made **without** traverse in the reply filed on Oct. 18, 2004.
- 4. Applicant is requested to cancel claims 23-24 in any response hereto.
- 5. The reply filed on Oct. 18, 2004 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): Applicant did not respond to the additional election of species requirement made in paragraph 8 of the last office action. See 37 CFR 1.111. Since the above-mentioned reply appears to be bona fide, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).
- 6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Tom Noland whose telephone number is (571) 272-2202. The examiner can normally be reached on weekdays from 9:00 to 5:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Mr. Hezron E. Williams, can be reached on (571) 272-2208.

The fax phone number for the organization where this application or proceeding is assigned is (703) 872-9306.

Thomas P. Noland Primary Examiner Art Unit 2856

Thom Rey

tpn Dec. 21, 2004